## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Wendel et al.

Confirmation No.: To be assigned

Appl. No.: Filed:

Filed Herewith

Art Unit:

To be assigned

Filed Herewith

Examiner:

To be assigned

For:

STABILIZATION OF OXIDATION SENSITIVE OR UV-SENSITIVE ACTIVE

**INGREDIENTS** 

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT CITATION UNDER 37 C.F.R. § 1.97

Sir:

Attached is a list of documents on form PTO-1449. In accordance with the Office waiver published July 11, 2003, copies of the cited U.S. patents and patent application publications are not enclosed. Applicant does enclose copies of any cited foreign patent documents and nonpatent literature in accordance with 37 CFR 1.98(a)(2).

It is requested that the Examiner consider these documents and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By submitting the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead submitting the listed documents for the sake of full disclosure.

Respectfully submitted,

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Patents, P.O. Box 1450, Alexandria, VA 22313-1450

aisha Richardson

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Substitute for form 1449/PTO (Revised 04/2003)  INFORMATION DISCLOSURE						Application Number		Complete if Known Filed Herewith			
						Filing Date			Filed Herewith		
						First Named Inventor			Wendel et al.		
						Group Art Unit		<u> </u>	To be assigned		
STATEMENT BY APPLICANT					-						
(Use as many sheets as necessary)						Examiner Name			To be assigned		
Sheet	1		of	2		Attorney Docket Number J. S. PATENT DOCUMEN			104035.274076		
	Ι		Document Nu	mbor.	<u>U. S</u>	S. PATENT	DOC	<u>UMEN</u>	TS	T	
Examiner	Cite				Pu	Publication Date		Name of Patentee or		Pages, Columns, Lines, Where Relevant	
Initials*	No.	Number - Kind Code (if known)			MI	MM-DD-YYYY A		Applicant of Cited Document		Passages of Relevant Figures Appear	
	1	US-2001/0022966 A1  US-2001/0026790 A1  US-2002/0164296  US-20020192172 A1  US-20030170284 A1  US-5,993,789			09	09-20-2001 Gers		Barlag et al.			
	2				10	10-04-2001 Gers-		Barlag et al.			
	3				11	-07-2002	Schamper et al.				
	4				12	12-19-2002 Cho		opra et al.			
	5				09	09-11-2003		Dorschner et al.			
	6				11	11-30-1999		Bonda et al.			
	7	US-6,113,931			09	09-05-2000 B		Во	nda et al.		<u></u>
	8	US-6,126,925 US-6,129,909 US-6,180,091 B1 US-6,355,230 B2 US-6,355,261 B1 US-6,368,578 B1 US-6,403,067 B1 US-6,468,511 B1			10	10-03-2000 10-10-2000 01-30-2001 03-12-2002 03-12-2002		Bonda et al.  Bonda et al.  Bonda et al.  Gers-Barlag et al.  Bonda et al.			
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	11				03						
	12				03						
<u> </u>	13				04-09-2002 06-11-2002		Gers-Barlag et al. Schamper et al.				
	14										
	15				10-	10-22-2002		Chopra et al.			<del></del> .
				12	12-10-2002 Gers-Barlag et al.						
<u> </u>		1			RE	IGN PATEN	VT DO	OCUM	ENTS	Т	T
Examiner Initials	Cite No.	Foreign Patent Document  Country Code - Number Kind Cod (if known)			Publication E MM-DD-YY				f Patentee or nt of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	English Language Translation Attached
	17	FR 2 801 206 A				05-25-2001		L'Oreal			Abstract Only
	18	FR 2 801 207 A				05-25-2001		L'Oreal			Abstract Only
	19	FR 2 801 208 A				05-25-2001		L'Oreal		_	Abstract Only
	20	FR 2 801 209 A				05-25-2001		L'Oreal			Abstract Only
	21	GB 660131 A				10-31-1951		McKesson & Robbin Incorporated			
	22	WO 02 17873 A				03-07-2002		Ciba SC Holding AG; Herzog Bernd (DE); Brillouet Anne Sophie (FR)			

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Substitute for		49/PTO		Application Number	Filed Herewith						
(Revised 04/	2003)			Filing Date							
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Sheet	2	of	2	Attorney Docket Number	ttorney Docket Number   104035.274076						
OTHER DOCUMENTS											
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.									
	23	Bonda C Et Al: "A New Photostabilizer For Full Spectrum Sunscreens" Cosmetics & Toiletries, Wheaton, IL, US, vol. 115, no. 6, 2000, pages 37-45									
	24	International Search Report from corresponding International Application No. PCT/EP02/09309 dated September 30, 2003									
	25	International Search Report from corresponding International Application No. PCT/EP02/09374 dated September 30, 2003									
	26	International Search Report from corresponding International Application No. PCT/EP02/09375 dated December 10, 2002									
	27	International Search Report from corresponding International Application No. PCT/EP02/09567, dated September 30, 2003.									
	28	International Search Report from corresponding International Application No. PCT/EP02/09543 dated October 2, 2003									
	29	International Search Report from corresponding International Application No. PCT/EP02/009310 dated April 12, 2002.									
	30	German Search Report for 101 41 474.9 dated 15 April 2002									
	31	German Search Report for 101 41 478.1 dated 15 April 2002									
	32	2 German Search Report for 101 41 475.7 dated 19 July 2002									
Examiner					Date	٠					
Signature					and and						

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.